

counties or townships mentioned in the first section of this act.

Election how held.

SEC. 5. That said election shall be held in accordance with the existing election law, at the time of said election, as near as may be, after giving thirty days' notice of said election at three or more public places in said county or township as the case may be; at which election each qualified voter of the county or township proposing to adopt this act shall be entitled to cast one ballot upon which shall be printed or written "Adoption" or "Rejection;" and if the commissioners of the county, the returns having been made to and examined by them, shall declare that a majority of the votes cast at said election were for "Adoption," then the provisions of this act shall be in full force and effect in said county or township, as it may be, upon the erection of the gates and fences herein provided for.

To whom this act shall apply.

SEC. 6. That any person owning land in a township which does not adopt, and adjoining one which does adopt this act, may have his land adjacent to the township adopting this act enclosed under the fence built in pursuance of such adoption, and the county commissioners shall proceed in the erection of gates and in all other respects as if the fence followed township boundaries, and said adjacent and enclosed land shall be subject to all the provisions of this act as if it were a part of the township with which it is enclosed.

Land condemned

SEC. 7. That if the owner of any land shall object to the building of a fence herein allowed, his land not exceeding twenty feet in width shall be condemned for the fence worm or way as land is now condemned for railroad purposes: *Provided*, That no fence shall divide any tract of land against the consent of the owner, but may follow the boundary line thereof: *Provided further*, That where a public highway divides a tract of land and is also a county or township boundary the fence may follow the highway as far as it constitutes such boundary, even against the consent of the owner of the land so divided.